

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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SOLOMON UPSHAW,

Plaintiff,

v.

JEFFREY M. BOND, et al.,

Defendants.

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Civil Action No. 09-3452 (JAP)

**ORDER ADOPTING THE REPORT  
AND RECOMMENDATION OF THE  
MAGISTRATE JUDGE**

This matter having come before the Court on the Report and Recommendation of United States Magistrate Judge Tonianne J. Bongiovanni, filed on February 1, 2010; the Court having received no objections; and the Court having reviewed the Report and Recommendation and other documents on file in this matter and for good cause having been shown,

**IT IS** on this 1<sup>st</sup> of March 2010,

**ORDERED** that the Report and Recommendation filed on February 1, 2010, recommending that all claims of Plaintiff be dismissed for failure to prosecute is hereby **ADOPTED** as the findings of fact and conclusions of law of this Court; and it is further

**ORDERED** that Plaintiffs' complaint is **DISMISSED** without prejudice.

Accordingly, this case is **CLOSED**.

/s/ Joel A. Pisano  
JOEL A. PISANO, U.S.D.J.